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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/769,557	01/30/2004	Dennis R. Maiello	12929.1096US01

Merchant & Gould P.C.  
 P.O. Box 2903  
 Minneapolis, MN 55402-0903



CONFIRMATION NO. 5858

## FORMALITIES LETTER



\*OC000000012959926\*

Date Mailed: 06/16/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$420 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1320 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$420

06/20/2004 BABERPM1 00000025 10765557

01 FC:1001	770.00	BP
02 FC:1051	130.00	BP
03 FC:1202	160.00	BP
04 FC:1201	250.00	BP

- \$258 for 3 independent claims over 3.
- \$162 for 9 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
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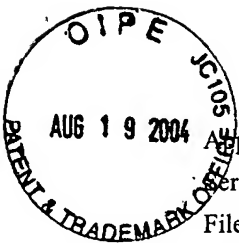
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*A copy of this notice **MUST** be returned with the reply.*



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Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MAIELLO ET AL. Examiner: UNKNOWN  
Serial No.: 10/769,557 Group Art Unit: 3749  
Filed: JANUARY 30, 2004 Docket: 12929.1096US01  
Confirmation No.: 5858  
Due Date: AUGUST 16, 2004  
Title: EXHAUST SYSTEM FOR OPEN FRONT FIREPLACE

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 16, 2004.

By: Kate Gannon

Name: KATE GANNON

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**23552**

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notice to File Missing Parts of NonProvisional Application - Part 2
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Check(s) in the amount of \$1320.00 (\$770 Filing Fee, \$420 Additional Claim Fees and \$130 for Missing Parts Surcharge)
- ☒ Other: Request for Recognition of Patent Practitioners as Being of Record, Under Rule 37 C.F.R. 1.32(c)(3)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

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By: Matthew A. Doscotch

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